Nov. 22, 1875.] CONSTITUTIONAL CONVENTION. 747

Mr. Brady offered the following amendment:
Amend by adding, "provided, one league of land be set apart for the use of each organized county to erect public buildings."

On motion of Mr. Chambers, laid on the table.

Mr. Cline moved to strike out "three million," and insert "one million."

On motion of Mr. Whitfield, laid on the table.

Mr. Wade offered the following amendment:
Strike out "ten years," and insert "under the direction of the Legislature."

Adopted.

Mr. Flanagan moved to strike out "three million," and insert "five million."

Laid on the table.

Article passed by the following vote:


On motion of Mr. Ballinger, the Convention adjourned to 9 o'clock Monday morning.

SIXTY-SIXTH DAY.

HALL OF REPRESENTATIVES,
AUSTIN, TEXAS, NOVEMBER 22, 1875.

Convention met pursuant to adjournment; roll called; quorum present. Prayer by the Rev. Mr. Wright, of the Presbyterian Church, at Austin.

Journal of Saturday read and adopted.

Mr. McCormick submitted the following motion:
[Mr. Brown in the chair.]
To the Hon. E. B. Pickett, President of the Convention:

The undersigned represents that there are some clerical omissions in the Article on the Judiciary, heretofore passed by this Convention, and asks that the Enrolling Committee be required to make the following corrections in said article, to-wit:

Section 6, line 65, add the word "or" between the words "original appellate,"

Section 8, line 107, add after the word "land" the words "and for the enforcement of liens thereon."

Section 16, line 207, strike out the words "or to enforce liens upon real estate."

Respectfully,

Geo. McCormick.

Adopted.

Mr. Cook, of Gonzales, reported as follows:

Committee Room, Austin, November 22, 1875.

To the Hon. E. B. Pickett, President of the Convention:

Your Committee on Printing and Contingent Expenses are of opinion that as much publicity as possible, consistent with the public interest, should be given to the new constitution which we are about submitting to the people of Texas for their ratification, in order that they may have a full knowledge of the matter to be submitted.

Your Committee believe that a very large proportion of the citizens of the State will not be able to procure pamphlet copies of the constitution, whatever care may be exercised in the distribution of them; but that if, in addition to the distribution so made, the constitution be printed in all the newspapers of the different localities in the State, it may be made accessible to nearly all the voters of the State.

In view of the premises, your committee have instructed me to report the following resolution, and recommend its adoption by the Convention, viz.:

"Resolved, That any newspaper in the State of Texas which shall publish the constitution about to be submitted to the people of the State for their ratification, not to occupy more than four weeks in its publication, the last issue not less than two weeks before the time fixed for voting on the same, shall each receive as compensation for such publication the sum of twenty dollars; provided, that satisfactory proof of such publication shall be made to the secretary of this Convention, who shall cer-
tify the same to the Comptroller of Public Accounts, and he shall draw his warrant on the Treasurer of the State, who shall pay the same out of the fund appropriated to pay the expenses of this Convention."

All which is respectfully submitted.

W. D. S. Cook, Chairman.

The yeas and nays were called on the adoption of the resolution, and the resolution lost by the following vote:


Mr. Ramey submitted the following report:

COMMITTEE ROOM,
AUSTIN, TEXAS, NOVEMBER 22, 1875.

To the Hon. E. B. Pickett, President of the Convention:

Sir—Your Committee on Engrossed and Enrolled Ordinances would respectfully report to your honorable body that they have examined and compared the following articles and ordinances: "Article —, Division of the Powers of Government"; "Article —, Spanish and Mexican Land Titles"; "An Ordinance in relation to Railroads," and "A provision setting apart three millions of acres of the public lands for the erection and repairing of public buildings," and find them all correctly engrossed.

Respectfully,

Wm. Neal Ramey, Chairman.

Mr. Cook, of Gonzales, reported as follows:

COMMITTEE ROOM,
AUSTIN, TEXAS, NOVEMBER 22, 1875.

To the Hon. E. B. Pickett, President of the Convention:

Sir—Your Committee on Printing and Contingent Expenses beg leave to report the following bills and accounts, embracing the entire amount allowed by them for current printing and all other contingent expenses of the Convention up to the present date.

W. H. Cook, Chairman.
1875.

ITEMS.

Sept. 11—Bill of stationery bought of Thompson & Nagle by Capt. Voight .......................... 165 63
Amount postage, stamps, etc., Serg’t-at-arms 224 00
Sept. 17—Amount paid Capt. Voight for repairs and arranging hall .......................... 126 86
Sept. 18—Bill of J. D. Elliot for various items, printing procured by Secretary, as per resolution 137 50
Sept. 20—Paid Austin Ice Factory for ice .......................... 4 00
Sept. 23—Paid for stamps and postage .......................... 127 40
Sept. 24—Amount paid J. D. Logan & Co. for printing 206 50
Allowed for repairs to hall .......................... 75 00
Oct. 2—Bill for gas to date .......................... 82 20
Postage, stamps, etc., to this date .......................... 166 40
Paid to J. D. Logan & Co. for printing, etc. 95 50
Oct. 4—Paid Thompson & Nagle for stationery .......................... 130 25
Oct. 5—Paid for one gas torch .......................... 5 10
Oct. 7—Paid I. Steen for glasses and pitchers .......................... 5 25
Oct. 8—Bill of C. F. Millet for four blinds .......................... 80 00
Oct. 9—Bill of J. D. Logan & Co. for printing .......................... 149 50
Oct. 11—Amount paid for postage, stamps, etc. 187 50
Oct. 16—Amount paid J. D. Logan & Co. for printing 113 50
Paid I. Steen .......................... 15 65
Oct. 19—Paid for postage, wrappers, etc. .......................... 213 10
Oct. 22—Paid for five cords of wood at $5 50 .......................... 27 50
Oct. 23—Paid J. D. Logan & Co. for printing .......................... 211 50
Oct. 25—Allowed State Gazette for papers—100 copies during the first eight days of session 40 00
Oct. 26—Paid for postage, stamps, etc. .......................... 146 60
Oct. 30—Bill of J. A. Nagle for stationery .......................... 97 85
Nov. 1—Paid for postage and wrappers .......................... 132 10
Paid J. D. Logan & Co. for printing .......................... 273 50
Nov. 2—Paid Gas Company for gas .......................... 89 40
Nov. 15—Paid A. S. Roberts for oil and candles .......................... 26 75
Bill of Capital Ice Company for ice to Nov. 1, 1875 .......................... 63 28
Bill of J. D. Logan & Co. for printing .......................... 191 00
Nov. 16—Bill of J. D. Logan & Co. for printing .......................... 119 50
Nov. 17—Bill of G. W. Irwin for water .......................... 3 00
Nov. 18—Paid for postage, stamps, etc., to Nov. 17th 364 02
Paid Val. C. Giles for four and a half cords of wood at $5 50 .......................... 23 38
Nov. 20—Paid Wm. Braatz for locks and keys .......................... 54 50

Total .......................... $4174 72
Mr. DeMorse submitted the following protest:

**Hall of the Convention,**

**Austin, Texas, November, 20, 1875.**

To the Hon. E. B. Pickett, President of the Convention:

The undersigned, members of the Constitutional Convention, representing the people of their districts, protest against the action of the Convention in passing ordinance with the force of law, and in the interest of railroad corporations, and refusing to submit to the people for their approval, thereby assuming power not granted to them by the people, and in derogation of the supremacy of the people; and the undersigned respectfully ask that their protest be entered upon the journals.

Charles DeMorse, of Red River County.
E. Sterling C. Robertson, of Bell County.
Joel W. Robison, of the 28th District.
J. F. Arnim, of the 25th District.
H. G. Bruce, of Johnson County.
W. Blassingame, of Grayson County.
T. L. Nugent, of Erath County.
Jos. E. Haynes, of the 27th District.
J. L. German, of Fannin County.
J. R. Fleming, of Comanche County.
Geo. McCormick, of Colorado County.
A. T. McKinney, of Walker County.
S. A. McKenney, of Denton County.
G. Pauli, of Lee County.
Bennett Blake, of Nacogdoches County.
Robert Lacey, of Leon County.
Joe P. Douglas, of Cherokee County.
L. W. Moore, of Fayette County.
Jno. L. Henry, of Smith County.
L. S. Ross, of McLennan County.
W. P. Ballinger, of Galveston County.
L. I. Norvl, of Jasper County.
D. A. Nunn, of Houston County.

Mr. Mills offered the following resolution:

*Whereas,* At the close of the late civil war many citizens of the Southern States, unwilling to live under our national government, betook themselves with their families to Brazil, and there became impoverished, disappointed in their hopes, losing everything, and enduring among strangers cruel hardships; and

*Whereas,* The President of the American Republic, learning the distressful condition of these voluntary exiles, has at various
times furnished them free passage to their native land, and has recently dispatched a government steamship to Brazil, to provide for the free return to the United States of these unfortunate; therefore, be it

Resolved, That the thanks of this Convention are due and are hereby tendered to the President of these United States for the generous and considerate conduct thus displayed in behalf of Texans and other Southerners, which has invested his name and personal character with enduring honor; and

Resolved, That our presiding officer be instructed to convey to President Grant this expression of the feelings of this Convention.

Mr. Ballinger offered the following as a substitute for the resolution:

Resolved, That the Constitutional Convention of Texas tender thanks to President Grant for his efforts to assist the return of American citizens in distress, among whom was a number of citizens of Texas, from Brazil to the United States; and that the same be communicated by the President of this Convention to President Grant.

Accepted by Mr. Mills.

Mr. Crawford moved to lay the resolution on the table.

Lost by the following vote:


Nays—Artim, Ballinger, Brown, Bruce, Burleson, Cline, Cooke of San Saba, Darnell, Davis of Brazos, DeMorse, Dillard, Douglas, Fleming, Flournoy, Haynes, Henry of Smith, Lockett, McCormick, McKinney of Walker, Martin of Navarro, Mills, Mitchell, Moore, Murphy, Nugent, Nunn, Ramey, Reagan, Robertson of Bell, Ross, Russell of Harrison, Sansom, Smith, Spikes, Stockdale, Whitehead, Whitfield, Wright—38.

On motion of Mr. Fleming, the previous question was ordered and the resolution adopted.

Mr. Murphy called up his motion to reconsider the vote adopting the resolution to adjourn sine die.

Mr. Rentfro moved to lay the resolution on the table.

Lost, vote reconsidered, and the consideration of the same postponed to 5 o'clock p.m. Wednesday.

Mr. Ramey offered the following resolution:

Resolved, That Nat. Q. Henderson be, and is hereby allowed
the sum of $20 00, for five days service rendered the Convention in the beginning of the session.

Adopted.

On motion of Mr. Murphy, the vote postponing the resolution to adjourn sine die was reconsidered, and the resolution was so amended as to read that the Convention should adjourn sine die at 5 o'clock, p. m. Wednesday next.

Mr. Cook, of Gonzales, offered the following resolution:

Resolved, That the Secretary of the Convention be required, after the adjournment of the Convention sine die, to proceed at once to Galveston, with the manuscript copies of the journal and constitution, and superintend the printing of the same, and to make a complete index to the journal; and to distribute two hundred and twenty copies of the constitution in English, and one copy of the journal, to each member of the convention, and deposit the remainder with the Secretary of State. He shall also make an equal pro rata distribution of the copies of the constitution printed in the German, Spanish and Bohemian languages to delegates having constituents speaking said languages.

Resolved further, That in order to pay the postage and to defray the expenses of the Secretary in carrying out the object of this resolution, and for his services, the sum of $1850 is hereby appropriated out of the fund appropriated to pay the expenses of this Convention to be drawn by the Secretary for that purpose.

Resolved further, That the certificate of the Secretary that the work has been done according to contract, shall be sufficient authority for the Comptroller to audit and the Treasurer to pay the accounts for the printing of the journal and constitution aforesaid, the same to be paid out of the fund appropriated to pay the expenses of this Convention.

Mr. Stockdale proposed to amend the resolution by sending three copies of the journal instead of one.

Adopted.

Mr. Reagan moved to amend by inserting "and the address prepared by the Convention for the people," and that "$1900" be inserted instead of "$1850."

Adopted.

Mr. McKinney, of Walker, reported as follows:

\begin{verbatim}
      COMMITTEE ROOM,
      AUSTIN, NOVEMBER 22, 1875.
\end{verbatim}

\textit{To the Hon. E. B. Pickett, President of the Convention:}

A majority of the members of the Committee on Judicial Apportionment instruct me to report the following ordinance,
fixing the terms of the District Courts of this State, for the consideration of the Convention:

"AN ORDINANCE

Fixing the terms of the District Courts of the State of Texas.

"Be it ordained by the people of the State of Texas in Convention assembled, That until otherwise provided by law, the terms of the District Courts of the several Judicial Districts shall be as hereinafter prescribed:

"Sec. 1. That the District Courts of the First Judicial District be holden at the times hereinafter specified, to-wit:

"In the county of Chambers, on the first Mondays in March and September, and may continue in session one week.

"In the county of Liberty, on the first Mondays after the first Mondays in March and September, and may continue in session three weeks.

"In the county of San Jacinto, on the fourth Mondays after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Polk, on the sixth Mondays after the first Mondays in March and September, and may continue in session three weeks.

"In the county of Tyler, on the ninth Mondays after the first Mondays in March and September, and may continue in session three weeks.

"In the county of Jasper, on the twelfth Mondays after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Newton, on the fourteenth Mondays after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Orange, on the sixteenth Mondays after the first Mondays in March and September, and may continue in session one week.

"In the county of Jefferson, on the seventeenth Mondays after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Hardin, on the nineteenth Mondays after the first Mondays in March and September, and may continue in session one week.

"Sec. 2. That the District Courts of the Second District be holden on the times hereinafter specified, to-wit:

"In the county of Sabine, one the first Mondays in January and July, and may continue in session two weeks.
"In the county of Shelby, on the second Mondays after the 
first Mondays in January and July, and may continue in session 
three weeks.

"In the county of Panola, on the fifth Mondays after the first 
Mondays in January and July, and may continue in session four 
weeks.

"In the county of Rusk, on the ninth Mondays after the first 
Mondays in January and July, and may continue in session six 
weeks.

"In the county of Harrison, on the fifteenth Mondays after 
the first Mondays in January and July, and may continue in session until the business is disposed of.

"Sec. 3. That the District Courts of the Third Judicial Dis-
trict be holden at the times hereinafter specified, to wit:

"In the county of San Augustine on the first Mondays in Sep-
tember and February, and may continue in session two weeks.

"In the county of Nacogdoches on the second Mondays after 
the first Mondays in February and September, and may continue 
in session three weeks.

"In the county of Cherokee, on the fifth Mondays after the 
first Mondays in February and September, and may continue in 
session four weeks.

"In the county of Houston on the ninth Mondays after the 
first Mondays in September, and may continue in session five weeks; 
and on the ninth Mondays after the first Mondays in February, 
and may continue in session six weeks.

"In the county of Anderson, on the fourteenth Mondays after 
the first Mondays in September, and the fifteenth Mondays after 
the first Mondays in February, and may continue in session until the business is disposed of.

"Sec. 4. That the District Courts of the Fourth Judicial Dis-
trict be holden at the times hereinafter specified, to wit:

"In the county of Angelina, on the first Mondays in March and September, and may continue in session two weeks.

"In the county of Trinity, on the second Mondays after the 
first Mondays in March and September, and may continue in session three weeks.

"In the county of Walker, on the fifth Mondays after the first 
Mondays in March and September, and may continue in session three weeks.

"In the county of Grimes, on the eighth Mondays after the first 
Mondays in March and September, and may continue in session four weeks.

"In the county of Madison, on the twelfth Mondays after the
first Mondays in March and September, and may continue in session two weeks.

"In the county of Leon, on the fourteenth Mondays after the first Mondays in March and September, and may continue in session until the business is disposed of.

"Sec. 5. That the District Courts of the Fifth Judicial District shall be holden at the times hereinafter specified, to wit:

"In the county of Cass, on the first Mondays in February and September, and may continue in session three weeks.

"In the county of Bowie, on the third Mondays after the first Mondays in February and September, and may continue in session two weeks.

"In the county of Morris, on the fifth Mondays after the first Mondays in February and September, and may continue in session one week.

"In the county of Titus, on the sixth Mondays after the first Mondays in February and September, and may continue in session two weeks.

"In the county of Franklin, on the eighth Mondays after the first Mondays in February and September, and may continue in session one week.

"In the county of Camp, on the ninth Mondays after the first Mondays in February and September, and may continue in session two weeks.

"In the county of Marion, on the eleventh Mondays after the first Mondays in February and September, and may continue in session eight weeks, or until the business of the term can be disposed of.

"Sec. 6. That the District Courts of the Sixth Judicial District be holden at the times hereinafter specified, to wit:

"In the county of Grayson, on the first Mondays in January and July, and may continue in session seven weeks.

"In the county of Fannin, on the seventh Mondays after the first Mondays in January and July, and may continue in session four weeks.

"In the county of Lamar, on the eleventh Mondays after the first Mondays in January and July, and may continue in session six weeks.

"In the county of Red River, on the seventeenth Mondays after the first Mondays in January and July, and may continue in session four weeks.

"Sec. 7. That the District Courts of the Seventh Judicial District be holden at the times hereinafter specified, to wit:
In the county of Smith, on the second Mondays in March and September, and may continue in session six weeks.

In the county of Henderson, on the sixth Mondays after the second Mondays in March and September, and may continue in session two weeks.

In the county of Van Zandt, on the eighth Mondays after the second Mondays in March and September, and may continue in session three weeks.

In the county of Rains, on the eleventh Mondays after the second Mondays in March and September, and may continue in session one week.

In the county of Wood, on the twelfth Mondays after the second Mondays in March and September, and may continue in session three weeks.

In the county of Upshur, on the fifteenth Mondays after the second Mondays in March and September, and may continue in session two weeks.

In the county of Gregg, on the eighteenth Mondays after the second Mondays in March and September, and may continue in session two weeks.

Sec. 8. The District Court of the Eighth Judicial District be holden at the times hereinafter specified, to wit:

In the county of Hunt, on the first Mondays in January and July, and may continue in session four weeks.

In the county of Delta, on the fourth Mondays after the first Mondays in January and July, and may continue in session one week.

In the county of Hopkins, on the fifth Mondays after the first Mondays in January and July, and may continue in session four weeks.

In the county of Kaufman, on the ninth Mondays after the first Mondays in January and July, and may continue in session four weeks.

In the county of Rockwell, on the thirteenth Mondays after the first Mondays in January and July, and may continue in session one week.

In the county of Collin, on the fourteenth Mondays after the first Mondays in January and July, and may continue in session six weeks.

Sec. 9. That the District Courts of the Ninth Judicial District be holden at the times hereinafter specified, to wit:

In the county of Brazos, on the first Mondays in February and September, and may continue in session four weeks.

In the county of Burleson, on the fourth Mondays after the
first Mondays in February and September, and may continue in session four weeks.

"In the county of Milam, on the eighth Mondays after the first Mondays in February and September, and may continue in session six weeks.

"In the county of Robertson, on the fourteenth Mondays after the first Mondays in February and September, and may continue in session until the business is disposed of.

"Sec. 10. That the District Courts of the Tenth Judicial District be holden at the times hereinafter specified, to wit:

"In the county of Cooke, on the first Mondays in February and July, and may continue in session three weeks.

"In the county of Denton, on the third Mondays after the first Mondays in February and July, and may continue in session three weeks.

"In the county of Tarrant, on the sixth Mondays after the first Mondays in February and July, and may continue in session four weeks.

"In the county of Parker, on the tenth Mondays after the first Mondays in February and July, and may continue in session three weeks.

"In the county of Wise, on the thirteenth Mondays after the first Mondays in February and July, and may continue in session two weeks.

"In the county of Clay, on the fifteenth Mondays after the first Mondays in February and July, and may continue in session two weeks.

"In the county of Montague, on the seventeenth Mondays after the first Mondays in February and July, and may continue in session until the business is disposed of.

"Sec. 11. That the District Courts of the Eleventh Judicial District be holden at the times hereinafter specified, to wit:

"In the county of Ellis on the second Mondays in May and November, and may continue in session five weeks.

"In the county of Dallas on the fifth Mondays after the second Mondays in May and November, and may continue in session until the business is disposed of.

"Sec. 12. That the District Courts of the Twelfth Judicial District be holden at the times hereinafter specified, to wit:

"In the county of Coryell on the first Mondays in March and September, and may continue in session three weeks.

"In the county of Hamilton on the fourth Mondays in March and September, and may continue in session two weeks.
"In the county of Comanche on the second Mondays in April and October, and may continue in session two weeks.
"In the county of Brown on the fourth Mondays in April and October, and may continue in session two weeks.
"In the county of Coleman on the second Mondays in May and November, and may continue in session one week.
"In the county of Shackelford on the third Mondays in May and November, and may continue in session one week.
"In the county of Young on the fourth Mondays in May and November, and may continue in session one week.
"In the county of Jack on the first Mondays in June and December, and may continue in session one week.
"In the county of Palo Pinto on the first Mondays in June and December, and may continue in session one week.
"In the county of Hood, on the third Mondays in June and December, and may continue in session two weeks.
"In the county of Somerville, on the second Mondays in July and January, and may continue in session one week.
"In the county of Erath, on the third Mondays in July and January, and may continue in session two weeks.
"In the county of Eastland, on the first Mondays in August and February, and may continue in session one week.
"For Judicial purposes, Runnels shall be attached to Coleman; Taylor and Callahan to Eastland; Jones, Haskell, Throckmorton and Stephens to Shackelford.
"Sec. 13. That the District Courts of the Thirteenth Judicial District be holden at the times hereinafter specified, to-wit:
"In the county of Limestone, on the first Mondays in March and September, and may continue in session four weeks.
"In the county of Freestone, on the fourth Mondays after the first Mondays in March and September, and may continue in session four weeks.
"In the county of Navarro, on the eighth Mondays after the first Mondays in March and September, and may continue in session four weeks.
"In the county of Hill, on the twelfth Mondays after the first Mondays in March and September, and may continue in session three weeks.
"In the county of Johnson, on the fifteenth Mondays after the first Mondays in March and September, and may continue in session four weeks.
"In the county of Bosque, on the nineteenth Mondays after the first Mondays in March and September, and may continue in session two weeks.
"Sec. 14. That the District Courts of the Fourteenth Judicial District be holden at the times hereinafter specified, to-wit:
"In the county of Falls, on the first Mondays in March and September, and may continue in session four weeks.
"In the county of Bell, on the first Mondays in April and October, and may continue in session four weeks.
"In the county of McLennan, on the first Mondays in May and November, and may continue in session until the business is disposed of.
"Sec. 15. That the District Courts of the Fifteenth Judicial District be holden at the times hereinafter specified, to-wit:
"In the county of Blanco, on the first Mondays in March and September, and may continue in session one week.
"In the county of Hays, on the first Mondays after the first Mondays in March and September, and may continue in session two weeks.
"In the county of Caldwell, on the third Mondays after the first Mondays in March and September, and may continue in session three weeks.
"In the county of Bastrop, on the sixth Mondays after the first Mondays in March and September, and may continue in session four weeks.
"In the county of Fayette, on the tenth Mondays after the first Mondays in March and September, and may continue in session six weeks.
"In the county of Austin, on the seventeenth Mondays after the first Mondays in March and September, and may continue in session four weeks.
"Sec. 16. That the District Courts of the Sixteenth Judicial District be holden at the times hereinafter specified, to-wit:
"In the county of Washington, on the first Mondays in January and July, and may continue in session eight weeks.
"In the county of Lee, on the eighth Mondays after the first Mondays in January and July, and may continue in session three weeks.
"In the county of Williamson, on the eleventh Mondays after the first Mondays in January and July, and may continue in session four weeks.
"In the county of Travis, on the fifteenth Mondays after the first Mondays in January and July, and may continue in session until the business is disposed of.
"Sec. 17. That the District Courts in the Seventeenth Judicial District be holden at the times hereinafter specified, to-wit:
“In the county of Burnet, on the first Mondays in March and September, and may continue in session two weeks.

“In the county of Lampasas, on the second Mondays after the first Mondays in March and September, and may continue in session two weeks.

“In the county of San Saba, on the fourth Mondays after the first Mondays in March and September, and may continue in session two weeks.

“In the county of Menard, on the sixth Mondays after the first Mondays in March and September, and may continue in session two weeks.

“In the county of Mason, on the eighth Mondays after the first Mondays in March and September, and may continue in session two weeks.

“In the county of Llano, on the ninth Mondays after the first Mondays in March and September, and may continue in session one week.

“In the county of Gillespie, on the tenth Mondays after the first Mondays in March and September, and may continue until the business is disposed of.

“The counties of Concho and Kimble are attached to Menard county for judicial purposes; and the county of McCulloch is attached for judicial purposes to the county of San Saba.

“Sec. 18. That the District Courts of the Eighteenth Judicial District be held at the times hereinafter specified to-wit:

“In the county of Waller, on the first Mondays in January and July, and may continue in session three weeks.

“In the county of Fort Bend, on the third Mondays after the first Mondays in January and July, and may continue in session three weeks.

“In the county of Wharton, on the sixth Mondays after the first Mondays in January and July, and may continue in session three weeks.

“In the county of Jackson, on the ninth Mondays after the first Mondays in January and July, and may continue in session two weeks.

“In the county of Matagorda, on the eleventh Mondays after the first Mondays in January and July, and may continue in session two weeks.

“In the county of Brazoria, on the thirteenth Mondays after the first Mondays in January and July, and may continue in session until the business is disposed of.

“Sec. 19. That the District Courts of the Nineteenth Judicial District be held at the times hereinafter specified, to-wit:
"In the county of Lavaca, on the first Mondays in February and August, and may continue in session four weeks.

"In the county of Colorado, on the fourth Mondays after the first Mondays in February and August, and may continue in session four weeks.

"In the county of Gonzales, on the eighth Mondays after the first Mondays in February and August, and may continue in session five weeks.

"In the county of Guadalupe, on the thirteenth Mondays after the first Mondays in February and August, and may continue in session four weeks.

"In the county of Wilson, on the seventeenth Mondays after the first Mondays in February and August, and may continue in session two weeks.

"Sec. 20. That the District Courts of the Twentieth Judicial District be holden at the times hereinafter specified, to wit:

"In the county of El Paso, on the first Mondays in March and September, and may continue in session three weeks.

"In the county of Presidio, on the fourth Mondays after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Pecos, on the seventh Mondays after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Tom Green, on the tenth Mondays after the first Mondays in March and September, and may continue in session three weeks.

"The county of Crockett is attached to Tom Green county for judicial purposes.

"Sec. 21. That the District Courts of the Twenty-first Judicial District be holden at the times hereinafter specified to-wit:

"In the county of Montgomery on the first Mondays in February and September, and may continue in session four weeks.

"In the county of Harris on the second Mondays in March and October, and may continue in session until the business is disposed of.

"Sec. 22. That the District Courts of the Twenty-second Judicial District be holden at the times hereinafter specified, to-wit:

"In the county of Comal on the first Mondays in April and October, and may continue in session two weeks.

"In the county of Atascosa on the second Mondays after the first Mondays in April and October, and may continue in session two weeks.
"In the county of Bexar on the fourth Mondays after the first Mondays in April and October, and may continue in session until the business is disposed of.

"Sec. 23. That the District Courts of the Twenty-third Judicial District be holden at the time hereinafter specified, to-wit:

"In the county of DeWitt, on the first Mondays in March and September, and may continue in session three weeks.

"In the county of Victoria, on the third Mondays after the first Mondays in March and September, and may continue in session three weeks.

"In the county of Calhoun, on the sixth Mondays after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Refugio, on the eighth Mondays after the first Mondays in March and September, and may continue in session one week.

"In the county of Aransas, on the ninth Mondays after the first Mondays in March, and September, and may continue in session one week.

"In the county of San Patricio, on the tenth Mondays after the first Mondays in March and September, and may continue in session one week.

"In the county of Goliad, on the eleventh Mondays after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Bee, on the thirteenth Mondays after the first Mondays in March and September, and May continue in session one week.

"In the county of Live Oak, on the fourteenth Mondays after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Karnes, on the sixteenth Mondays after the first Mondays in March and September, and may continue session two weeks.

"McMullen county is attached to Live Oak county for judicial purposes.

"Sec. 24. That the District Courts of the Twenty-fourth Judicial District be holden at the times hereinafter specified, to-wit:

"In the county of Kendall, on the first Mondays in March and September, and may continue in session one week.

"In the county of Kerr, on the second Mondays after the first Mondays in March and September, and may continue in session one week.

"In the county of Bandera, on the third Mondays after the
first Mondays in March and September, and may continue in session one week.

"In the county of Medina, on the fourth Mondays after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Frio, on the sixth Mondays after the first Mondays in March and September, and may continue in session one week.

"In the county of Uvalde, on the seventh Monday after the first Mondays in March and September, and may continue in session two weeks.

"In the county of Kinney, on the ninth Mondays after the first Mondays in March and September, and may continue in session one week.

"In the county of Maverick, on the tenth Mondays after the first Mondays in March and September, and may continue in session until the business is disposed of.

"The unorganized counties of Dimmitt and Zavalla are attached for judicial purposes to the county of Maverick.

"Edwards county is attached for judicial purposes to Kerr county, and LeSalle county to Frio county.

"Sec. 25. That the District Courts of the Twenty-fifth Judicial District be holden at the times hereinafter specified, to wit:

"In the county of Cameron, on the third Mondays in February and August, and may continue in session four weeks.

"In the county of Hidalgo, on the fourth Mondays after the third Mondays in February and August, and may continue in session one week.

"In the county of Starr, on the fifth Mondays after the third Mondays in February and August, and may continue in session one week.

"In the county of Zapata, on the sixth Mondays after the third Mondays in February and August, and may continue in session one week.

"In the county of Webb, on the seventh Monday after the third Mondays in February and August, and may continue in session two weeks.

"In the county of Nueces, on the tenth Mondays after the third Mondays in February and August, and may continue in session four weeks.

"Encinal county is attached for judicial purposes to Webb county, and Duval county to the county of Nueces.

"Sec. 26. That the District Courts of the Twenty-sixth Judicial District be holden at the times hereinafter specified, to-wit:
"In the county of Galveston on the first Mondays in February, April, June, October and December, and may continue in session until the business is disposed of.

"Sec. 27. All writs and process, civil and criminal, heretofore issued by or from the District Courts in the several counties of this State, and made returnable to the former terms of said courts, as said terms are now fixed by law, shall be returnable to the next ensuing terms of said District Courts, in each county, as they are prescribed in this ordinance, and all such writs and process that may be issued by or from said courts, at any time within five days next before the holding of the next ensuing terms of said courts, as prescribed herein, are hereby made returnable to said terms, respectively, and all such writs and process, hereinbefore mentioned, are hereby legalized and validated to all intents and purposes, as if the same had been made returnable to the term or terms of said court, as the terms thereof are herein prescribed.

"Sec. 28. That in case where the time has partly elapsed for holding any term of the District Court, as herein prescribed, at the time of the qualification of the District Judges of said District, then said Judge shall proceed to hold said court for the remainder of said term."

On motion of Mr. Dohoney, the consideration of the article was postponed until after action on the article on Judicial Districts.

"Article — Judicial Apportionment," was taken up.

Mr. McCormick moved the engrossment of the article, and that the reading be dispensed with.

Mr. King moved to consider the article sentence by sentence. Withdrawn.

Mr. McCormick's motion to dispense with the reading adopted.

Mr. Dohoney offered the following amendments:

Amend section 6 by striking out the word "Grayson.”
Amend section 10 by striking out "Tarrant," and insert the word "Grayson."
Amend section 11 by adding at the end of the section the word "Tarrant."

Mr. Pickett moved to reconsider the vote just taken.

Mr. Nugent moved the previous question, on engrossment. Carried by the following vote:

Yea—Abernathy, Allison, Arnim, Ballinger, Barnett, Blake, Blassingame, Bruce, Burleson, Chambers, Cook of Gonzales, Cooke of San Saba, Crawford, Darnell, Davis of Brazos, Dillard, Douglas, Ferris, Fleming, Havnes, Henry of Limestone, Henry

NAYs—Abner, Brady, Brown, Cline, Davis of Wharton, Dohoney, Flanagan, German, King, Lockett, McCabe, Mills, Mitchell, Pauli, Rentfro, Reynolds, Robertson of Bell, Russell of Harrison, Sansom, Smith, Spikes, Stockdale, Weaver, West, Wright—25.

Mr. Dohoney's amendment lost, and the article ordered engrossed by the following vote:


NAYs—Abner, Brady, Davis of Wharton, Dohoney, Flanagan, German, King, Lockett, McCabe, Mills, Mitchell, Pauli, Ramey, Robertson of Bell, Robison of Fayette, Russell of Harrison, Sansom, Stockdale, Weaver, West, Wright—22.

On motion of Mr. Scott, the rule was suspended, and the article placed upon its third and final reading.

On motion of Mr. Nugent, the reading of the article was dispensed with, and the article passed by the following vote:


NAYs—Abner, Allison, Brady, Darnell, Davis of Wharton, DeMorse, Dohoney, Douglas, Flanagan, German, King, Lockett, McCabe, Mills, Mitchell, Murphy, Pauli, Rentfro, Reynolds, Robertson of Bell, Russell of Harrison, Sansom, Stockdale, Weaver, West, Wright—26.

"Article —, fixing the times of holding the District Courts," was taken up.

Mr. Nugent moved to dispense with the reading of the article.
Lost, and the article read a second time and ordered engrossed by the following vote:


**NAYS**—Abner, McKinney of Denton, Mills, Murphy, Robertson of Bell, Russell of Harrison, Sansom, Stockdale, Weaver, West—10.

On motion of Mr. Whitfield, the rule was suspended and the article taken up and passed by the following vote:


**NAYS**—Abner, Brady, Cook of Gonzales, Davis of Wharton, Lockett, McCabe, McKinney of Denton, Mills, Mitchell, Murphy, Pauli, Reynolds, Robertson of Bell, Russell of Harrison, Sansom, Stockdale, Weaver, West—18.

"Article—, Spanish and Mexican Land Titles," was then taken up.

Mr. Reagan offered the following amendment:

Amend section 2 by striking out the word "thereto," in line 19, and inserting the words "to such grant not archived or recorded, or occupied as aforesaid."

Adopted.

Also amend section 3 by adding after the word "city," in line 33, the words "or town."

Adopted.

Also amend section 4, line 37, by striking out the word "existed," and insert "issued."
Mr. Ferris proposed to amend by adding after the word "continue," in line 59, the word "as."

The article then passed, by the following vote:


NAYS—Cline, Flanagan, Lockett, Mills, Mitchell, Murphy, Norvell, Pauli, Rentfro, Stockdale, West—11.

Mr. McKinney, of Walker, offered the following:

"ORDINANCE.

“No ordinance passed by this Convention, and not submitted for the ratification of the people, except that postponing the election and that submitting the constitution to a vote of the qualified electors, shall in any sense be deemed operative as affecting the rights of the State, or the rights and obligations of any person, association or corporation within the State, or having rights therein, or obligations thereto, either to confirm, release, relieve or modify the same, unless this constitution shall be ratified by the qualified electors of the State of Texas."

Mr. Mitchell moved to lay the ordinance on the table.

The yeas and nays were demanded, and the motion lost by the following vote:


Mr. Nugent moved the main question.

[The President resumed the chair.]

Mr. West made a point of order, that Mr. Darnell was en-
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 titled to the floor, and that Mr. Nugent's motion was not in
 order.

 Mr. Stockdale moved to adjourn to 2½ o'clock p. m.

 Lost.

 The chair ruled that Mr. Nugent having been recognized by
 Mr. Brown, who was in the chair at the time the motion was
 made, was entitled to the floor, and the motion was in order.

 Mr. Darnell appealed from the decision of the chair.

 Appeal sustained by the following vote:

 Yeas—Abernathy, Arnim, Ballinger, Barnett, Blasingame, 
 Bruce, Burleson, Chambers, DeMorse, Fleming, German, 
 Haynes, Henry of Smith, Holt, McCormick, McKinney of Den-
 ton, McKinney of Walker, Martin of Navarro, Moore, Norvell, 
 Nugent, Robertson of Bell, Robison of Fayette, Scott, Sessions, 
 Smith, Spikes, Stewart—27.

 Nay—Abernathy, Brady, Cline, Cooke of San Saba, Craw-
 ford, Darnell, Davis of Brazos, Davis of Wharton, Dillard, 
 Dohoney, Douglas, Erhard, Ferris, Flanagan, Henry of Lime-
 stone, Killough, Lacy, Lockett, McCabe, Martin of Hunt, 
 Mitchell, Murphy, Pauli, Rentfro, Reynolds, Ross, Russell of 
 Harrison, Sansom, Stockdale, Weaver, West, Whitehead, Whit-
 field, Wright—34.

 On motion of Mr. Stockdale, the Convention adjourned to 2½ 
 o'clock p. m.

 EVENING SESSION—2½ o’clock.

 Convention met pursuant to adjournment; roll called; quorum 
 present.

 The ordinance submitted by Mr. McKinney, of Walker, again 
 taken up.

 Mr. Nugent moved the previous question.

 Carried.

 The ordinance was then passed by the following vote:

 Yeas—Abernathy, Allison, Arnim, Barnett, Blasingame, 
 Brown, Bruce, Burleson, Chambers, Cook of Gonzales, DeMorse, 
 Dillard, Douglas, Fleming, Flournoy, German, Graves, Haynes, 
 Henry of Smith, Johnson of Collin, Johnson of Franklin, Kil-
 lough, Lacy, McCormick, McKinney of Denton, McKinney of 
 Walker, Martin of Navarro, Martin of Hunt, Moore, Norvell, 
 Nugent, Robertson of Bell, Robison of Fayette, Ross, Scott, Ses-
 sions, Smith, Spikes, Stewart, Wade, Weaver, Whitehead—42.

 Nay—Abner, Ballinger, Brady, Cline, Cooke of San Saba, 
 Darnell, Davis of Brazos, Davis of Wharton, Dohoney, Erhard, 
 Ferris, Flanagan, Ford, Henry of Limestone, Holt, King,
Mr. Flournoy moved to reconsider the vote just taken, and to lay the motion on the table.

A call of the Convention was demanded.

On motion of Mr. Moore, Mr. Blake was excused on account of sickness.

On motion of Mr. West, Mr. Sansom was excused.

On motion of Mr. Dillard, Mr. McLean was excused.

The Convention being full, the motion to reconsider and lay on the table was carried by the following vote:


NAYS—Abner, Brady, Brown, Burleson, Cline, Cooke of San Saba, Crawford, Darnell, Davis of Brazos, Davis of Wharton, Dohoney, Erhard, Ferris, Flanagan, Ford, Haynes, Holt, Killough, King, Lockett, McCabe, Mills, Mitchell, Murphy, Pauli, Reagan, Rentfro, Reynolds, Russell of Harrison, Stockdale, West, Whitfield—33.

Mr. Stockdale reported as follows:

To the Hon. E. B. Pickett, President of the Convention:

The Committee on Impeachment instruct me to report the accompanying article and recommend the adoption of the same as a part of the constitution.

F. S. Stockdale, Chairman.

"ARTICLE—.

"IMPEACHMENT.

"Section 1. The power of impeachment shall be vested in the House of Representatives.

"Sec. 2. Impeachment of the Governor, Lieutenant Governor, Attorney General, Comptroller, Treasurer, Commissioner of the General Land Office, and the Judges of the Supreme Court, Court of Appeals and District Court, shall be tried by the Senate.

"Sec. 3. When the Senate is sitting as a Court of Impeachment, the senators shall be on oath or affirmation impartially to
try the party impeached; and no person shall be convicted without the concurrence of two-thirds of the Senators present.

"Sec. 4. Judgment in cases of impeachment shall extend only to removal from office and disqualification from holding any office of honor, trust or profit under this State. A party convicted on impeachment shall also be subject to indictment, trial and punishment according to law.

"Sec. 5. All officers against whom articles of impeachment may be preferred shall be suspended from the exercise of the duties of their office during the pendency of such impeachment. The Governor may make a provisional appointment to fill the vacancy occasioned by the suspension of an officer until the decision on the impeachment.

"Sec. 6. Any judge of the District Court of this State, who is incompetent to discharge the duties of his office, or who shall be guilty of partiality or oppression, or other official misconduct, or whose habits and conduct are such as to render him unfit to hold such office; or who shall negligently fail to perform his duties as judge, or who shall fail to execute in a reasonable measure the business in his courts, may be removed by the Supreme Court. The Supreme Court shall have original jurisdiction to hear and determine the causes aforesaid, when presented in writing, upon the oaths taken before some judge of a court of record, of not less than seven citizens of this State, at least three of whom shall be practicing lawyers, licensed to practice in the Supreme Court; said presentment to be founded either upon the knowledge of the persons making it, or upon the written oaths as to the facts of credible witnesses. The Supreme Court may issue all needful process, and prescribe all needful rules to give effect to this section. Causes of this kind shall have precedence and be tried as soon as practicable.

"Sec. 7. The Legislature shall provide by law for the trial and removal from office of all officers of this State, the modes for which have not been provided in this constitution."

Mr. Stockdale reported as follows:

To the Hon. E. B. Pickett, President of the Convention:

The Committee on Ordinances have duly considered "The Ordinance to provide for submitting the constitution to a vote of the people," and have instructed me to report the accompanying substitute therefor, and to recommend its adoption by the Convention.

Respectfully submitted, F. S. Stockdale, Chairman.
"AN ORDNANCE
"SUBMITTING THE NEW CONSTITUTION TO A VOTE OF THE PEOPLE,
"AND FOR OTHER PURPOSES.

"Section 1. Be it ordained by the people of Texas in Convention assembled, That the new constitution, framed by this Convention, shall be submitted to the electors of this State at an election, which shall be held throughout the State on the third Tuesday in February, A. D. 1876, for their ratification or rejection. Those electors in favor of ratification shall have written or printed on their ballots, "For the constitution." Those electors opposed to ratification shall have written or printed on their ballots, "Against the constitution." If a majority of all the votes cast at said election, and returned to the Secretary of State, shall be in favor of ratification, the Governor shall within five days next succeeding the return day issue his proclamation declaring the fact, and then the new constitution shall, on the third Tuesday in April, A. D. 1876, become, and thereafter be, the organic and fundamental law of the State. If, however, a majority of all the votes so cast and returned be against ratification, then the new constitution shall have and be of no effect whatever.

"Sec. 2. Be it further ordained, That at the same time there shall be a general election held throughout the State, for all State, district, county and precinct officers, created and made elective by the new constitution. The electors, as far as practicable, shall be held and conducted as now provided by law, but no registration of voters shall be required, and every elector shall vote in the precinct of his residence; provided, that electors residing in unorganized counties may vote in any precinct of the county to which their respective counties are attached for judicial purposes. The qualification of electors shall be as defined in the article regulating suffrage in the new constitution.

"Sec. 3. Be it further ordained, That the County Courts now existing shall meet at their respective county seats within twenty days after the adjournment of this Convention, or as soon thereafter as practicable, and re-divide their respective counties into the number of precincts provided for by the new constitution, and make immediate proclamation thereof for the information of the people. Said courts shall establish at least one voting place in each precinct, and, where deemed necessary for public convenience, they shall establish two or more voting places in any precinct.

"Sec. 4. Be it further ordained. That the returns of said election shall be made as now provided by law, to the Presiding
Justice of each county, and to the returning officer of each returning county named in the ordinance apportioning the State into Senatorial and Representative Districts, passed by this Convention, as is now required by law, and to the Secretary of State, where by law it is now required. In all cases the returns shall be made, opened, counted, and the result recorded and declared by the proper officers, as is provided by existing laws; and the returns of the election of all judges shall be made by the Presiding Justice of each county to the Secretary of State.

"Sec. 5. If the new constitution shall be ratified by the people, then the County Judges, County Attorneys, and other county officers created by the new constitution, shall, until otherwise provided, receive such fees as were allowed by the constitution and laws of 1866.

"Sec. 6. Be it further ordained, That in case the new constitution shall be ratified at said election, the Senators and Representatives then elected shall assemble as the Fifteenth Legislature, at the seat of government, on the third Tuesday in April, A. D. 1876.

"Sec. 7. Be it further ordained, That after the first election herein provided for, until otherwise prescribed by law, the regular biennial elections of this State for State, district, county and precinct officers, after the year 1876, shall be held on the ... Tuesday next after the first Monday in November every second year, commencing with November, 1878. All officers elected at the election herein provided for shall hold their offices as though they had been elected in November, 1876, whether the tenure of their offices by the new constitution be for two, four, or six years.

"Sec. 8. Be it further ordained, That all judicial, district, county and precinct officers, elected in accordance with the provisions of this ordinance, shall be installed in office on the third Tuesday in April, A. D. 1876; provided, that persons so elected who may be prevented from qualifying by reason of illness or absence shall have twenty additional days in which to do so. The Governor and all State officers not named before in this section shall be installed on the first Tuesday after the assemblage of the Legislature elected, as herein provided. As each newly elected officer may be qualified, his predecessor, if any, shall cease his functions, and deliver to his successor all books, papers, archives and records, and all property, of whatever nature or kind, pertaining to his office, or in his possession or charge.

"Sec. 9. There shall be no session of the Legislature in January, 1876, unless specially called by the Governor, nor except under the provisions of the new constitution and this ordinance,
or under the ordinance of this Convention postponing the election of December, 1875.

"Sec. 10. That this ordinance shall take effect and be in full force from and after its passage."

On motion of Mr. Dohoney, two hundred copies were ordered printed.

On motion of Mr. Mills, two hundred copies of the "Article on Impeachment" were ordered printed.

Mr. Wade moved to reconsider the vote ordering the printing of two hundred copies of the ordinance submitting the constitution to the people. Carried.

Mr. Bruce moved to suspend the rules and take up the ordinance.

Carried by the following vote:


Nays—Arnim, Ballinger, Brady, Cline, Darnell, DeMorse, Dohoney, Erhard, Martin of Hunt, Mills, Mitchell, Murphy, Pauli, Rentfro, Reynolds, Russell of Harrison, Smith, West—18.

Mr. Ballinger proposed to amend by striking out the election for officers on the same day with the election for the constitution.

Mr. Fleming moved to amend by striking out "March," and inserting "the first Tuesday in February;" and strike out "the first Tuesday in May" and insert "the first Tuesday in April."

On motion of Mr. Scott, Mr. Ballinger's amendment was laid on the table by the following vote:

Mr. Reagan proposed to amend the amendment by striking out "March" and inserting "third Tuesday in February"; and striking out "first Tuesday in May" and inserting "third Tuesday in April." Accepted.

Mr. Rentfro proposed to amend by striking out "second of March" and inserting "first of April."
Lost.

Mr. McCormick moved to amend by striking out the "first Tuesday in February" and inserting the "first Tuesday in April."

Mr. Fleming's amendment adopted.

Mr. Fleming offered the following amendment:
Amend by striking out on page 8 from the words "the ratification" the remainder of the page.
Adopted.

On motion of Mr. Holt, Mr. Reagan was indefinitely excused from to-day.

Mr. Wright proposed to amend by inserting after "State officers" the words "and judicial officers."
Adopted.

[Mr. Stockdale in the chair.]

Mr. DeMorse offered the following amendment:
Amend by inserting in its proper place, and also upon their tickets, the words "in favor of ordinance extending time of railroad charters," or the words "opposed to extension of time of railroad charters."

Laid on the table, and the ordinance then passed by the following vote:


NAYS—Abner, Ballinger, Brady, Cline, Davis of Wharton, DeMorse, Erhard, Flanagan, Lockett, McCabe, Mills, Mitchell, Pauli, Rentfro, Reynolds, Russell of Harrison, West—18.
Mr. Norvell reported as follows:

Committee Room,

Austin, November 22, 1875.

To the Hon. E. B. Pickett, President of the Convention:

The undersigned member of the Committee on Impeachment begs leave to report that while he concurs with the majority of the committee in all the provisions of the article reported by them, except those contained in section 6, he believes that the provisions of that section are unnecessary, and might be extremely mischievous in their operations, by subjecting the Judges of the District Courts to undue influences, and to frequent harassing, expensive and groundless prosecutions. He therefore recommends that the said section be stricken out.

Respectfully submitted,

Lipscomb Norvell.

Mr. Whitfield moved to take up "Article,—, University."

Ist.

On motion of Mr. Barnett, the Convention adjourned to 7 o'clock P.M.

NIGHT SESSION—7 o'clock.

Convention met pursuant to adjournment; roll called; quorum present.

Mr. Brown offered the following resolution:

Resolved, That on the departure of the Hon. John H. Reagan, a member of this body, to take his seat in the Congress of the United States as a Representative from Texas, we, his associates, express our regrets at the separation, and individually extend to him a tender of our personal esteem, with the hope that his career in another field may redound to the honor and welfare of Texas and our common country.

Unanimously adopted.

"Article,—, General Provisions," taken up and read third time.

Mr. Ferris offered the following amendment:

In section 6 strike out all of the section down to the word "and," inclusive, in line 42.

Mr. Ballinger offered the following amendment:

In section 56, line 296, after the word "Texas," insert "and to the surviving widows, continuing unmarried, of such soldiers and signers."

 Adopted.

Mr. Moore moved to strike out section 20.

Mr. Graves moved to lay the amendment on the table.
CONSTITUTIONAL CONVENTION.

Carried by the following vote:


Mr. West offered the following amendment:
Strike out in section 52, line 269, the first proviso, and in line 271 strike out the word "also."

Lost by the following vote:


Mr. Murphy offered the following amendment:
Strike out section 35, and insert in section 23, in line 121, between the word "counties" and the word "provided," the following words: "and shall have power to pass general and special laws for the inspection of cattle, stock and hides, and for the regulation of brands."

Adopted.

Mr. Darnell offered the following new section:
"Sec. —. The Legislature shall make provision by law to have all claims and demands justly and lawfully due by the existing State government, or by any of its predecessors, and which shall be presented within one year from a date specified by law, and not thereafter either adjudicated or audited; provided, that such claims and demands have not heretofore been either adjudicated or audited; and provided also, that said claims and demands originated prior to the 28th day of January,
1861, or subsequent to the 5th day of August, 1865, and that they are not in contravention of the constitution and laws of the United States; and all claims and demands not so presented shall be and remain forever barred.” Lost.

Mr. Wright offered the following amendment:

Amend section 18 by adding after the word “and,” at the end of the sentence, the following: “and provided further, that no cause of action heretofore barred shall be revived.”

Adopted.

Mr. Martin, of Navarro, proposed to amend section 21 in line 103, by inserting after the words “stationery and printing,” the words “except proclamations and such printing as may be done at the Deaf and Dumb Asylum.”

Strike out the words “and distributing,” in line 105, and insert the word “and,” after the word “printing.”

Adopted.

Mr. Fleming offered the following amendment:

Amend section 2, line 269, by striking out all after the word “provided,” down to and including the word “family,” in line 270, and insert “that the same may include both the place of residence and the place to exercise the calling of the head of a family, and that the same may be on lots not contiguous.”

Lost by the following vote:

Yea—Barnett, Blassingame, Brady, Bruce, Burleson, Chambers, Cooke of San Saba, Darnell, Davis of Brazos, Davis of Wharton, DeMorse, Flanagan, Fleming, Flournoy, Ford, Graves, Haynes, McCormick, McKinney of Denton, Mills, Murphy, Norvell, Nugent, Nunn, Ross, Spikes, Stewart, Stockdale, Wade, West, Whitehead, Whitfield—32.


Mr. McCormick offered the following amendment:

After the word “government,” in line 104, section 20, add the words “except the judicial department.”

Adopted.

Mr. Barnett offered the following amendment:

Amend section 31, line 154, after “Legislature” strike out “shall” and insert “may.”

Mr. Bruce proposed to substitute the amendment:

In section 31 strike out after the word “laws,” in line 154, down to and including “State,” in line 155. Lost.
Mr. Barnett's amendment adopted.

Mr. Dohoney proposed to amend section 45, line 240, by inserting after the word "Treasurer" the words "and a County Surveyor." Also strike out the word "his" when it occurs in lines 240 and 241, and insert "their." Also strike out the word "is," in line 241, and insert "are." Adopted.

Mr. Ferris proposed to amend section 15, line 83, by striking out all after the word "property." Adopted.

Mr. McCormick moved to strike out all of section 56, after the word "Texas," in line 296.

Lost by the following vote:


Mr. Holt offered the following amendment:

In section 45, line 240, after the word "shall" strike out "reside," and insert "have an office."

On motion of Mr. Whitfield, the main question was ordered.

Mr. Holt's amendment adopted.

The article then passed by the following vote:


On motion of Mr. Allison, the Convention adjourned to 9 o'clock A. M. to-morrow.